



Rep. Lou Lang

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1 AMENDMENT TO SENATE BILL 1228

2 AMENDMENT NO. _____. Amend Senate Bill 1228 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Grade A Pasteurized Milk and Milk Products
5 Act is amended by changing Section 3 as follows:

6 (410 ILCS 635/3) (from Ch. 56 1/2, par. 2203)

7 Sec. 3. Definitions.

8 (a) As used in this Act "Grade A" means that milk and milk
9 products are produced and processed in accordance with the
10 current Grade "A" ~~A~~ Pasteurized Milk Ordinance as adopted by
11 the National Conference on Interstate Milk Shipments and the
12 United States Public Health Service - Food and Drug
13 Administration and all other applicable federal regulations.
14 The term Grade A is applicable to "dairy farm", "milk
15 hauler-sampler", "milk plant", "milk product", "receiving
16 station", "transfer station", "milk tank truck", and

1 "certified pasteurizer sealer" whenever used in this Act.

2 (b) Unless the context clearly indicates otherwise, terms
3 have the meaning ascribed as follows:

4 (1) (Blank).

5 (2) "Milk" means the milk of cows, goats, sheep, water
6 buffalo, or other hooved mammals, provided that it must be
7 labeled in accordance with the current Grade "A"
8 Pasteurized Milk Ordinance as adopted by the United States
9 Public Health Service - Food and Drug Administration, and
10 includes skim milk and cream. The Grade "A" Pasteurized
11 Milk Ordinance labeling requirement does not apply to
12 unpasteurized milk produced and distributed in accordance
13 with Section 8 of this Act and Department rules.

14 (3) (Blank).

15 (4) (Blank).

16 (5) "Receiving station" means any place, premise, or
17 establishment where raw milk is received, collected,
18 handled, stored or cooled and prepared for further
19 transporting.

20 (6) "Transfer station" means any place, premise, or
21 establishment where milk or milk products are transferred
22 directly from one milk tank truck to another.

23 (7) "Department" means the Illinois Department of
24 Public Health.

25 (8) "Director" means the Director of the Illinois
26 Department of Public Health.

1 (9) "Embargo or hold for investigation" means a
2 detention or seizure designed to deny the use of milk or
3 milk products which may be unwholesome or to prohibit the
4 use of equipment which may result in contaminated or
5 unwholesome milk or dairy products.

6 (10) "Imminent hazard to the public health" means any
7 hazard to the public health when the evidence is sufficient
8 to show that a product or practice, posing or contributing
9 to a significant threat of danger to health, creates or may
10 create a public health situation (1) that should be
11 corrected immediately to prevent injury and (2) that should
12 not be permitted to continue while a hearing or other
13 formal proceeding is being held.

14 (11) "Person" means any individual, group of
15 individuals, association, trust, partnership, corporation,
16 person doing business under an assumed name, the State of
17 Illinois, or any political subdivision or department
18 thereof, or any other entity.

19 (12) "Enforcing agency" means the Illinois Department
20 of Public Health or a unit of local government electing to
21 administer and enforce this Act as provided for in this
22 Act.

23 (13) "Permit" means a document awarded to a person for
24 compliance with the provisions of and under conditions set
25 forth in this Act.

26 (14) (Blank).

1 (15) (Blank).

2 (16) (Blank).

3 (17) "Certified pasteurizer sealer" means a person who
4 has satisfactorily completed a course of instruction and
5 has demonstrated the ability to satisfactorily conduct all
6 pasteurization control tests, as required by rules adopted
7 by the Department.

8 (18) "Unpasteurized milk" means milk that has not been
9 pasteurized or homogenized in accordance with the Grade "A"
10 Pasteurized Milk Ordinance as adopted by the United States
11 Public Health Service - Food and Drug Administration and is
12 not subject to the labeling requirements of the Ordinance.
13 (Source: P.A. 97-135, eff. 7-14-11; 98-958, eff. 1-1-15.)".